

**APPENDIX C**  
**PUBLIC PARTICIPATION LETTERS**

**New York State Department of Environmental Conservation**  
**Division of Environmental Permits, Region 8**  
6274 East Avon-Lima Road, Avon, New York 14414-9519  
**Phone:** (585) 226-2466 • **FAX:** (585) 226-2830  
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July 22, 2004

Pierina Noceti  
U S Dept of Energy  
National Energy Technology Lab  
P O Box 10940  
Pittsburgh PA 15236

**Regarding: Comments on Draft Environmental Assessment**  
Greenidge Multi-Pollutant Control Project  
CONSOL Energy Inc and AES Greenidge LLC  
Greenidge Station  
Town of Torrey, Yates County New York

Dear Ms. Noceti:

In response to the May 2004 Draft Environmental Assessment for the project, the Region 8 Office of New York State Dept. of Environmental Conservation offers the following comments:

- 1) A modification of the Title IV and Title V Facility Permits will be required as indicated on page 7-3 of the Draft EA.
- 2) A modification of the State Pollutant Discharge Elimination System (SPDES) Permit will be required as indicated on page 7-4 of the Draft EA.
- 3) A modification of the SPDES Permit and/or the Part 360 Solid Waste Management Permit for the Lockwood Ash Disposal Site will be required.
- 4) The drinking water standard upper limit for mercury on page 4-12 should be revised to 0.8 ppb from the indicated 2 ppb.

Thank you for your consideration.

Sincerely,

Roger McDonough  
Environmental Analyst  
Division of Environmental Permits

cc: F. Grabar - Division of Air Resources  
D. Persson - Division of Water  
S. Foti - Division of Solid & Hazardous Materials

**New York State Department of Environmental Conservation**

**Division of Solid and Hazardous Materials, Region 8**

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August 10, 2004

Pierina Noceti  
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PO Box 10940  
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Ms. Noceti:

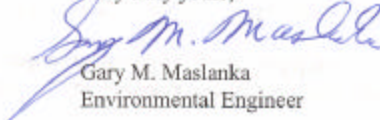
RE: Comments on Draft Environmental Assessment  
Greenidge Multi-Pollutant Control Project  
CONSOL Energy Inc and AES Greenidge LLC  
Town of Torrey, Yates County

In response to the May 2004 Draft Environmental Assessment for the above project, Region 8 NYSDEC, Division of Solid and Hazardous materials provides the following comments.

- 1) A NYSDEC case specific Beneficial Use Determination (BUD) would be required before flyash could be used in total or as part of a soil amendment. See 6 NYCRR Part 360 Section 360-1.15 for details on BUDs.
- 2) Be aware that material, be it flyash, bottom ash, etc, exhibiting elevated levels of leachability and/or total metals, but below thresholds that would characterize the material as hazardous waste, may not be appropriate for certain uses. This may include land application, use as a traction agent, or use as an aggregate in the manufacture of concrete block..

If you have any questions or concerns regarding these comments please contact me by phone at (585) 226-5414, or via e-mail at [gmmaslan@gw.dec.state.ny.us](mailto:gmmaslan@gw.dec.state.ny.us)

Very truly yours,

  
Gary M. Maslanka  
Environmental Engineer